



Atty. Dkt. No. 035879-0116

RCE#
IFW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Thomas E. WAGNER et al.

Title: HYBRID CELLS

Appl. No.: 09/756,293

Appl. Filing Date: 01/09/2001

Examiner: Qian J. Li

Art Unit: 1632

REQUEST FOR CONTINUED EXAMINATION (RCE)
TRANSMITTAL

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. This RCE and the enclosed items listed below are being filed prior to the earliest of: (1) payment of the issue fee (unless a petition under 37 C.F.R. § 1.313 is granted); (2) abandonment of the application; or (3) the filing of a notice of appeal to the U.S. Court of Appeals for the Federal Circuit under 35 U.S.C. §141, or the commencement of a civil action under 35 U.S.C. §145 or §146 (unless the appeal or civil action is terminated).

1. **Submission required under 37 C.F.R. §1.114:** (check items that apply)

a. Previously submitted:

☐ Please enter and consider the amendment/reply previously filed on __.

☐ Please consider the Affidavit(s)/Declaration(s) previously filed on __ but not considered.

06/29/2004 YPOLITE1 00000098 09756293

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770.00 0P

☐ Please consider the arguments in the Appeal Brief or Reply Brief under 37
C.F.R. § 1.116 previously filed on ____.

☐ Other ____.

b. Enclosed are:

☒ Amendment/Reply.

☐ Affidavit(s)/Declaration(s).

☐ Information Disclosure Statement.

☐ Form PTO-1449 with copies of ____ listed reference(s).

☐ Other .

Miscellaneous:

☐ Suspension of action of the above-identified application is requested under 37
C.F.R. § 1.103(c) for a period of ____ months. ,

The filing fee is calculated below:

	Claims as Amended	Previously Paid For	Extra Claims Present	Rate	Fee Totals
RCE Fee 1.17(e):				\$770.00	= \$770.00
Total Claims:	14	- 30	=0	x \$18.00	= \$0.00
Independents	2	- 10	=0	x \$86.00	= \$0.00
First presentation of any Multiple Dependent Claims:				+ \$290.00	= \$0.00
CLAIMS FEE TOTAL:					= \$770.00

☒ Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

<input type="checkbox"/>	Extension for response filed within the first month:	\$110.00	0	\$0.00
<input checked="" type="checkbox"/>	Extension for response filed within the second month:	\$420.00		\$420.00
<input type="checkbox"/>	Extension for response filed within the third month:	\$950.00		\$0.00
<input type="checkbox"/>	Extension for response filed within the fourth month:	\$1,480.00		\$0.00
<input type="checkbox"/>	Extension for response filed within the fifth month:	\$2,010.00		\$0.00
EXTENSION FEE SUBTOTAL:				\$420.00
EXTENSION FEE ALREADY PAID: -				\$110.00
EXTENSION FEE TOTAL				\$310.00
CLAIMS AND EXTENSION FEE TOTAL:				\$1080.00
<input type="checkbox"/>	Small Entity Fees Apply (subtract ½ of above):			\$0.00
<input type="checkbox"/>	Suspension of action requested under 37 C.F.R. § 1.103(c)			\$0.00
TOTAL FEE:				\$1080.00

☐ Please charge Deposit Account No. 19-0741 in the amount of \$1080.00. A duplicate copy of this transmittal is enclosed.

☒ A check in the amount of \$1080.00 to cover the filing fee is enclosed.

☒ The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date

June 28, 2004

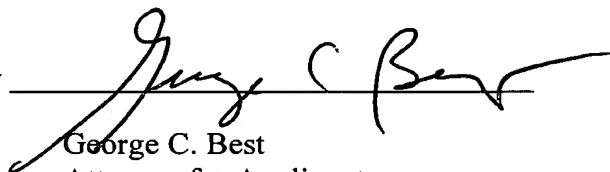
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By



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Attorney for Applicant

Registration No. 42,322



Atty. Dkt. No. 035879/0116

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Thomas E. WAGNER, et al.

Title: *Hybrid Cells*

Appl. No.: 09/756,293

Filing Date: January 9, 2001

Examiner: Q. Li

Art Unit: 1632

AMENDMENT ACCOMPANYING REQUEST FOR CONTINUED EXAMINATION

Mail Stop AF
Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

Sir:

This communication is accompanied by a Request for Continued Examination concerning the above-referenced patent application. This communication is responsive to the Final Office Action dated January 28, 2004 and the Advisory Action dated June 15, 2004 concerning the above-referenced patent application. By virtue of the accompanying request for an extension of time and payment of extension fees, the present deadline for responding to the action is June 28, 2004. While no other fees are believed due, the PTO is authorized to invoice account No. 19-0741 for any charges deemed necessary or refunds.

Please amend the application as follows:

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